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Date: 10/13/04

Sig.: Magnus Demate

IN THE UNITED STATES
PATENT & TRADEMARK OFFICE

Applicant : David S. Mui et al.
Serial No. : 09/905,172
Filed : 07/13/2001
Title : ETCH PATTERN DEFINITION USING A CVD ORGANIC LAYER AS AN ANTI-REFLECTION COATING AND HARDMASK
Art Unit : 1765
Examiner : Duy Vu Nguyen Deo
Docket No. : 004227USA02/ETCH/SILICON

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) and
NOTICE OF APPEAL

Applicants hereby petition the Assistant Commissioner to grant a 3-month extension of time, up to and including Wednesday, October 13, 2004 in which to respond to the Final Office Action dated April 13, 2004 in the above-identified application. Authorization is hereby given to charge the 3-month extension fee, i.e. \$980, to the undersigned attorney's PTO deposit account No. 50-1047 accordingly.

Applicant hereby respectfully appeals to the Board of Patent Appeals and Interferences

10/19/2004 JADD01 00000093 501047 09905172

01 FC:1253 980.00 DA

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02 FC:1401 340.00 DA

from the decision of the Primary Examiner dated April 13, 2004 finally rejecting the pending claims in this application.

Authorization is hereby provided to charge Deposit Account No. 50-1047 the appeal fee in the amount of \$340. It is further requested that the U.S. Patent and Trademark Office charge any additional amounts due, including any additional extensions of time that may be required, or credit any overpayments made to Deposit Account 50-1047.

Applicants' undersigned attorney may be reached by telephone at (703) 433-0510.

Respectfully submitted,



David B. Bonham Reg. No. 34,297

Date: Oct. 13, 2004

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